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**UNITED STATES BANKRUPTCY COURT  
 DISTRICT OF NEVADA**

In re:

USA COMMERCIAL MORTGAGE COMPANY,

Debtor

In re:

USA CAPITAL REALTY ADVISORS, LLC,

Debtor

In re:

USA CAPITAL DIVERSIFIED TRUST DEED FUND, LLC,

Debtor

In re:

USA CAPITAL FIRST TRUST DEED FUND, LLC,

Debtor

In re:

USA SECURITIES, LLC

Debtor

Affects:

- X All Debtors  
 USA Commercial Mortgage Company  
 USA Securities, LLC  
 USA Capital Realty Advisors, LLC  
 USA Capital Diversified Trust Deed Fund, LLC  
 USA First Trust Deed Fund, LLC

Case No. BK-S-06-10725 LBR  
 Case No. BK-S-06-10726 LBR  
 Case No. BK-S-06-10727 LBR  
 Case No. BK-S-06-10728 LBR  
 Case No. BK-S-06-10729 LBR

Chapter 11

**Jointly Administered Under  
 Case No. BK-S-06-10725 LBR**

**VERIFIED BANKRUPTCY  
 RULE 2019 STATEMENT  
 OF SNELL & WILMER**

STATE OF NEVADA )

County of Clark )

1 I, Robert Kinas, am an attorney licensed in Nevada, am a partner with Snell & Wilmer  
 2 L.L.P. ("Snell & Wilmer"), and have personal knowledge of the facts set forth below and made in  
 3 conjunction with this Rule 2019 statement.

4 1. Entities Represented at any point since the commencement of the bankruptcy  
 5 filing:

6 A. Aspen Square Management<sup>1</sup> does not hold a claim but is an entity  
 7 interested in purchasing and / or financing loans owned or serviced by the Debtors.

8 B Aylene Geringer and Mark Zipkin<sup>2</sup> are direct lenders on various loans  
 9 serviced by the Debtors including the \$20,500,000 loan to Fiesta Oak Valley, the \$3,400,000 loan  
 10 to Charlevoix Homes and the \$35,630,000 loan to Eagle Meadows Development. Geringer's and  
 11 Zipkin's investment totals approximately \$210,000.

12 C. Ed and Sue Schoonover<sup>3</sup> are direct lenders on various loans serviced by the  
 13 Debtors including the \$32,000,000 loan to Bay Pompano Beach, the \$4,500,000 loan to Freeway  
 14 101, the \$12,900,000 loan to Lerin Hills, the \$9,750,000 loan to Mountain House, the \$3,000,000  
 15 loan to Riviera and the loan to Universal Hawaii. The Schoonovers' investment totals  
 16 approximately \$267,000.

17 D. Norman Kiven<sup>4</sup> is a direct lender on various loans serviced by the Debtors  
 18 including but not limited to Anchor B, LLC, Castaic Partners III, ComVest Capital, Cornman  
 19 Toltec 160, Fiesta USA / Stoneridge, Foxhill 216 LLC, Gateway Stone, HFA-North Yonkers,  
 20 Marquis Hotel, Mountain House, Ocean Atlantic, and Palm Harbor One. Kiven's total  
 21 investment exceeds \$1,000,000.

22 \_\_\_\_\_  
 23 <sup>1</sup> 380 Union Street, Suite 300, Attn. Jeff Strole, West Springfield, MA 01089

24 <sup>2</sup> 4321 Cherry Hills Lane, Tarzana, CA 91356

25 <sup>3</sup> 164 Shorett Drive, Friday Harbor, WA 98250

26 <sup>4</sup> c/o Paula Jacobi, Esq., SUGAR FRIEDBERG & FELSENTAL LLP, 30 North LaSalle Street, Suite 3000,  
 27 Chicago, IL 60602  
 28

1 E. Fern Apter<sup>5</sup> is a direct lender on various loans serviced by the Debtors. The  
2 names of the borrowers and the amounts loaned will be disclosed when the supporting  
3 information is received from the Debtors.

4 F. Gail Hodes as Trustee of the Gail Hodes Living Trust<sup>6</sup> is a direct lender  
5 on various loans serviced by the Debtors including Gramercy Court, Marlton Square and  
6 Universal Hawaii. The amount of the investment totals approximately \$130,000.

7 G. William J. Ovca, Jr. Trustee, Ovca Associates, Inc.<sup>7</sup> is a direct lender on  
8 various loans serviced by the Debtors including 5252 Orange, LLC, Bundy Canyon, Foxhill 216,  
9 LLC, Gramercy Court and HFA – Clear Lake. Ovca's loans total approximately \$275,000.

10 H. Alex G. Gassiot, Trustee of the APG Trust<sup>8</sup> is a direct lender on various  
11 loans serviced by the Debtors which will be identified as the information is received from the  
12 Debtors. Alex Gassiot's direct loans total approximately \$275,000.

13 I. Joan B. Gassiot, Trustee of the J.B. Gassiot Trust<sup>9</sup> is a direct lender on  
14 various loans serviced by the Debtors which loans will be identified as the information is received  
15 from the Debtors. Joan Gassiot's direct loans total approximately \$205,000

16 J. Linda M. Walker<sup>10</sup> is a direct lender on various loans serviced by the  
17 Debtors which loans will be identified as the information is received from the Debtors. Linda  
18 Walker's direct loans total approximately \$100,000

19 K. Jayem Family Limited Partnership<sup>11</sup> is a direct lender to on various loans  
20 serviced by the Debtors. These loans include Hatters Point, Beau Rivage, Yonkers, Pompano

21  
22 <sup>5</sup> c/o Abbot Apter, Mercury Investments, 3800 West 2<sup>nd</sup> St, Suite 200, Duluth, MN 55807

23 <sup>6</sup> 16872 Baruna Lane, Huntington Beach CA 92649

24 <sup>7</sup> 16872 Baruna Lane, Huntinton Beach, CA 92649

25 <sup>8</sup> 3710 Clover Way, Reno, NV 89509

26 <sup>9</sup> 3710 Clover Way, Reno, NV 89509

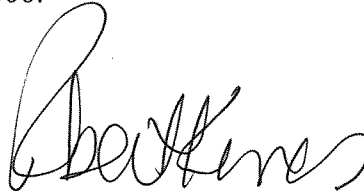
27 <sup>10</sup> 3710 Clover Way, Reno NV 89509

28 <sup>11</sup> c/o Jacque Massa, 7 Paradise Valley Court, Henderson, NV 89052

1 Beach, Mountain House, La Hacienda, ComVest, Bundy Canyon, Rio Rancho and Meadow  
2 Creek. The amount of Jayem's direct loans totals exceeds \$250,000.

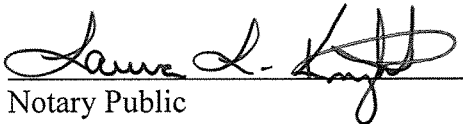
3 The undersigned attorney declares under penalty of perjury that the forgoing  
4 statement of representation is true and correct.

5 DATED this 14 day of June, 2006.

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7  
8 

9 Robert R. Kinas  
10 SNELL & WILMER  
11 3800 Howard Hughes Parkway, Suite 1000  
12 Las Vegas, Nevada 89109

13 SUBSCRIBED AND SWORN to before me this 14th day of June, 2006:

14 

15 Notary Public  
16 My Commission Expires 11-16-08

